

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DANIEL DIETZ v. LIBERTY MUTUAL INSURANCE COMPANY	No. 2:20-cv-1239-MMB
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ORDER RE: DEFENDANT’S MOTION TO DISMISS

AND NOW, this 22nd day of June, 2020, upon consideration of Defendant’s Motion to Dismiss Plaintiff’s Count III–Bad Faith, (ECF 3), Plaintiff’s opposition, (ECF 5), Defendant’s reply, (ECF 8), and Plaintiff’s sur-reply, (ECF 11), it is hereby **ORDERED** that Defendant’s Motion is **GRANTED**. Count III of Plaintiff’s Complaint is **DISMISSED** without prejudice and with leave to file an amended complaint within thirty (30) days.

BY THIS COURT:

s/ Michael M. Baylson
MICHAEL M. BAYLSON
United States District Court Judge